

GAHC010174592025



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Civil)/2586/2025

ROKIB UDDIN AHMED
S/O LATE MOFIZ UDDIN AHMED,
RESIDENT OF VILLAGE AND PO NAGARBERA, PS NAGARBERA, DIST
KAMRUP ASSAM, 781127

VERSUS

THE STATE OF ASSAM
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, EDUCATION
(ELEMENTARY) DEPTT., DISPUR, GHY-06

2:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY-19

3:THE DISTRICT ELEMENTARY EDUCATION OFFICER (DEEO)
KAMRUP (R) DISTRICT
PIN- 781382

4:THE BLOCK ELEMENTARY EDUCATION OFFICER
CHAMARIA
KAMRUP (R) DISTRICT
PIN- 781126

5:THE STATE LEVEL HIGH POWER COMMITTEE
REP. BY THE SENIOR MOST SECRETARY TO THE GOVT. OF ASSAM
EDUCATION DEPTT.
GHY-06

6:THE DISTRICT SCRUTINY COMMITTEE
REP. BY ITS CHAIRMAN CUM DY. COMMISSIONER

AMINGAON DISTRICT
PIN- 78138

Advocate for the Petitioner : MR. M HOSSAIN, S KHAN,MD A WADUD

Advocate for the Respondent : SC, ELEM. EDU,

BEFORE
HON'BLE MR. JUSTICE NELSON SAILO
O R D E R

27.10.2025

By filing this interlocutory application, the applicant seeks vacation of the interim order passed on 17.02.2023 in WP(C) No.2803/2021, wherein he was arrayed as respondent No.7. The writ petition itself was disposed of vide order dated 17.02.2023 with a direction that the interim order would continue till the writ petitioner files an appeal in term of Section 14 of the Assam Education (Provincialisation of Services of Teachers and Re-organization of Educational Institutions) Act, 2017.

Mr. M. Hossain, learned counsel for the applicant submits that the writ petitioner has not filed any appeal as directed and the interim order continues to operate against the applicant and the same should be vacated.

It is however seen that the applicant has not arrayed the writ petitioner Nilakantha Talukdar as a party respondent in the instant application.

As prayed for, a week's time is granted to the applicant to implead him as a party respondent, so that an effective order can be passed.

List the matter after a week on a date to be fixed by the Registry.

JUDGE

Comparing Assistant